

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TX
OCT 22 PM 1:58

IN RE:
SPEARS, THELMA Y.

CASE NO. 97-12230

CHAPTER 7

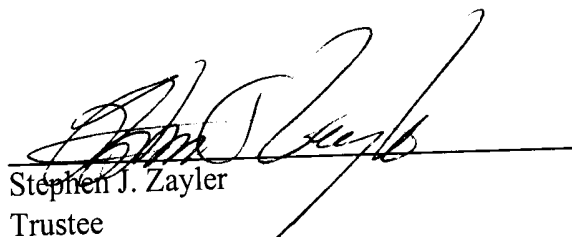
DEBTOR(S)

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION,
AND REPORT OF PROPOSED DISTRIBUTION**

Stephen J. Zayler, trustee of the estate of the above-named Debtor(s), certifies to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of the office of the trustee, that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper and consistent with the law and rules of the court. The trustee applies for commission and expenses set forth herein and states that they are reasonable and proper.

Therefore, the trustee requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

DATE: October 26, 1999


Stephen J. Zayler
Trustee

REVIEWED BY THE UNITED STATES TRUSTEE:

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution and have no objection.

United States Trustee

Date: 11-17-99

By: 

31
00

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

IN RE:
SPEARS, THELMA Y.

)
) CASE NO. 97-12230
)
)
)

CHAPTER 7

DEBTOR(S)

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION
AND APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
2. The Trustee submits Schedule F as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554(c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them, and the estate is ready to be closed.
4. The Trustee submits Schedule A as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that after final distribution of all monies in accordance with the Trustee's Report of Final Distribution, and upon filing of A Supplemental Final Report and Account and certification by the U.S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: October 26, 1999


Stephen J. Zayler Trustee

SCHEDULE A-1

FINAL ACCOUNT AS OF October 26, 1999

A. RECEIPTS	\$10,188.21
-------------	-------------

B. DISBURSEMENTS

(1) Secured creditors	0.00
(2) Administrative	2,043.29
(3) Priority	0.00
(4) Other	0.00

TOTAL DISBURSEMENTS	\$2,043.29
---------------------	------------

BALANCE OF FUNDS	\$8,144.92
------------------	------------

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE:

ZAYLER

COMMENTS:

CASE NAME:

SPEARS, THELMA

CASE NUMBER:

97-12230

DATE UST APPROVED:

11-17-99

ESTATE INCOME:

\$10,188.21

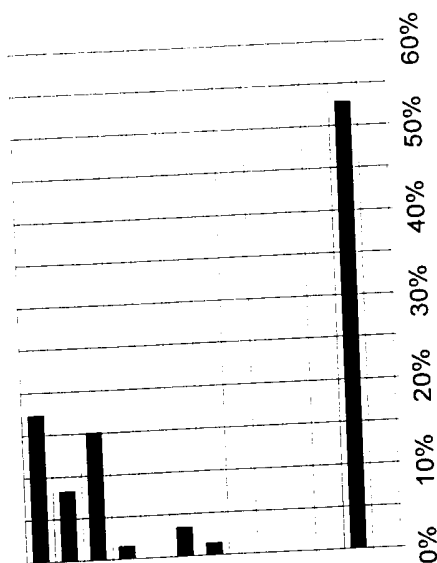
TOTAL RECEIPTS:

100.00%

ESTATE EXPENSES:

TRUSTEE'S COMMISSION
 TRUSTEE'S EXPENSES
 FIRM'S PROFESSIONAL FEES
 FIRM'S PROFESSIONAL EXPENSES
 OTHER ATTORNEY FEES
 OTHER PROFESSIONAL FEES
 COURT COSTS
 ESTATE EXPENSES(TAXES, ETC)
 PRIOR CHAPTER COSTS
 SECURED CLAIMS PAID
 PRIORITY CLAIMS PAID
 UNSECURED CLAIMS PAID
 OTHER(RETURN TO DEBTOR, ETC)

1,768.82
 846.04
 1,535.50
 157.79
 0.00
 350.00
 150.00
 0.00
 0.00
 0.00
 0.00
 0.00
 0.00
 5,380.06
 0.00



**UNSECURED CLAIMS
 ALLOWED**

40,520.88

**UNSECURED CLAIMS
 PAID**

5,380.06

**PERCENT RECOVERED
 FOR UNSECURED**

13.28%

FORM 1

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

ASSET CASES

Case No: 97-12230 BP1 Judge: BILL PARKER
Case Name: SPEARS, THELMA Y.

Trustee Name: Stephen J. Zayler
Date Filed (f) or Converted (c): 12/02/97 (f)
341(a) Meeting Date: 01/23/98
Claims Bar Date: 07/28/98

For Period Ending: 10/25/99

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. UDI - HOMESTEAD	25,000.00	0.00		0.00	FA
2. LA PROPERTY	10,000.00	10,000.00		2,000.00	FA
3. CASH ON HAND	25.00	25.00	OA	0.00	FA
4. CKG. ACCT.	75.00	75.00	OA	0.00	FA
5. CREDIT UNION	959.74	959.74	DA	0.00	FA
6. HOUSEHOLD GOODS	2,000.00	0.00		0.00	FA
7. WEARING APPAREL	600.00	0.00		0.00	FA
8. FURS	1,000.00	0.00		0.00	FA
9. 22 PISTOL	50.00	0.00		0.00	FA
10. LIFE INSURANCE	0.00	0.00		0.00	FA
11. '89 CAMRY	2,500.00	0.00		0.00	FA
12. Rental Property (u)	0.00	8,000.00		8,000.00	FA
Property transferred to husband pre-petition.					
13. Post-Petition Interest Deposits (u)	Unknown	159.18		188.21	FA

TOTALS (Excluding Unknown Values) \$42,209.74 \$19,218.92 Gross Value of Remaining Assets \$0.00
(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Initial Projected Date of Final Report (TFR): 12/31/99 Current Projected Date of Final Report (TFR): / /

FORM 2 **ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 97-12230 BP1
Case Name: SPEARS, THELMA Y.

Taxpayer ID No: 95-7045644
For Period Ending: 10/25/99

Trustee Name: Stephen J. Zayler
Bank Name: UNION BANK
Account Number: 2130310667 Money Market

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1 Transaction Date	2 Check or Reference	3 Paid To / Received From	4 Description Of Transaction	5 Deposits (\$)	6 Interest (\$)	7 Checks (\$)	8 Adjustments (\$)	9 Transfers (\$)	10 Account Balance (\$)
04/06/98	2	CECIL A. SPEARS UNION BANK	BALANCE FORWARD	2,000.00	2.51				2,000.00
04/30/98			INTEREST EARNED - ANNUAL PERCENTAGE YIELD: 2.00%		3.16				2,003.16
05/29/98		UNION BANK	INTEREST EARNED - ANNUAL PERCENTAGE YIELD: 2.00%		3.49				2,006.65
06/30/98		UNION BANK	INTEREST EARNED - ANNUAL PERCENTAGE YIELD: 2.00%		3.41				2,010.06
07/31/98		UNION BANK	INTEREST REC'D FROM BANK		1.98				2,012.04
08/19/98		UNION BANK	INTEREST REC'D FROM BANK						2,014.02
08/19/98		Transfer to Acct #3753856058	Bank Funds Transfer					-2,014.55	0.00

Account 2130310667	Balance Forward	0.00	0 Checks	0.00
	1 Deposits	2,000.00	0 Adjustments Out	0.00
	5 Interest Postings	14.55	1 Transfers Out	2,014.55
	Subtotal	\$ 2,014.55	Total	\$ 2,014.55
	0 Adjustments In	0.00		
	0 Transfers In	0.00		
	Total	\$ 2,014.55		

Case No: 97-12230 BP1
Case Name: SPEARS, THELMA Y.
Taxpayer ID No: 95-7045644
For Period Ending: 10/25/99

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Page: 2

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3753856058 Money Market - Interest Bearing

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4	5	6	7	8	9	10
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Deposits (\$)	Interest (\$)	Checks (\$)	Adjustments (\$)	Transfers (\$)	Account Balance (\$)
08/19/98		Transfer from Acct #2130310667	BALANCE FORWARD						0.00
08/31/98		NATIONS BANK	Bank Funds Transfer		2.15			2,014.55	2,014.55
09/30/98		NATIONS BANK	INTEREST REC'D FROM BANK		4.98				2,019.53
10/30/98		NATIONS BANK	INTEREST REC'D FROM BANK		4.71				2,024.24
11/30/98		NationsBank, N.A.	INTEREST REC'D FROM BANK		4.31				2,028.55
12/31/98		NationsBank, N.A.	INTEREST REC'D FROM BANK		4.32				2,032.87
01/29/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK		4.05				2,036.92
02/08/99	12	CECIL A. SPEARS	PURCHASE OF INTEREST IN PROPERTY TRANSFERRED PRE-PETITION.	8,000.00					2,036.92
02/26/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK		13.21				2,050.13
03/23/99	000101	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	PAYMENT OF ATTY. FEES & EXPENSES PER ORDER DATED 3-12-99.			1,693.29			10,052.28
03/31/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK		21.82				8,380.81
04/30/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK		17.24				8,398.05
05/28/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK		16.12				8,414.17
06/30/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK		18.00				8,432.17
07/30/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK		16.30				8,448.47
08/31/99	13	NationsBank, N.A.	INTEREST REC'D FROM BANK		17.42				8,465.89
09/30/99	13	BANK OF AMERICA	INTEREST REC'D FROM BANK		16.37				8,482.26
09/30/99	000102	DAVID S. TAMMINGA CPA 1403 TURTLE CREEK LUFKIN, TX 75901	ACCOUNTANT FEES			350.00			8,132.26
10/25/99	13	BANK OF AMERICA	INTEREST REC'D FROM BANK		12.66				8,144.92
10/25/99		Transfer to acct #3753856825	Final Posting Transfer					-8,144.92	0.00

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 97-12230 BP1
Case Name: SPEARS, THELMA Y.

Taxpayer ID No: 95-7045644
For Period Ending: 10/25/99

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3753856058 Money Market - Interest Bearing

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4	5	6	7	8	9	10
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Deposits (\$)	Interest (\$)	Checks (\$)	Adjustments (\$)	Transfers (\$)	Account Balance (\$)

Account 3753856058

Balance Forward	0.00								
1 Deposits	8,000.00								
15 Interest Postings	173.66								
Subtotal	\$ 8,173.66								
0 Adjustments In	0.00								
1 Transfers In	2,014.55								
Total	\$ 10,188.21								

2 Checks	2,043.29								
0 Adjustments Out	0.00								
1 Transfers Out	8,144.92								
Total	\$ 10,188.21								

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 97-12230 BP1
Case Name: SPEARS, THELMA Y.

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3753856825 Checking - Non Interest

Taxpayer ID No: 95-7045644
For Period Ending: 10/25/99

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4	5	6	7	8	9	10
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Deposits (\$)	Interest (\$)	Checks (\$)	Adjustments (\$)	Transfers (\$)	Account Balance (\$)
10/25/99		Transfer from Acct #3753856058	BALANCE FORWARD Transfer In From MMA Account					8,144.92	8,144.92
									0.00

Account 3753856825	Balance Forward	0.00	0 Checks	0.00
	0 Deposits	0.00	0 Adjustments Out	0.00
	0 Interest Postings	0.00	0 Transfers Out	0.00
	Subtotal	\$ 0.00	Total	\$ 0.00
	0 Adjustments In	0.00		
	1 Transfers In	8,144.92		
	Total	\$ 8,144.92		

Report Totals	Balance Forward	0.00	2 Checks	2,043.29
	2 Deposits	10,000.00	0 Adjustments Out	0.00
	20 Interest Postings	188.21	2 Transfers Out	10,159.47
	Subtotal	\$ 10,188.21	Total	\$ 12,202.76
	0 Adjustments In	0.00		
	2 Transfers In	10,159.47		
	Total	\$ 20,347.68	Net Total Balance	\$ 8,144.92

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
MAR 12 1999
CLERK U.S. BANKRUPTCY COURT
BY: DEPUTY
A.M.
P.M.

IN RE:

THELMA Y. SPEARS
SSN 436-38-2919
DEBTOR

CASE NO. 97-12230

CHAPTER 7

EOD MAR 12 99

ORDER APPROVING APPLICATION FOR COMPENSATION AND
REIMBURSEMENT OF EXPENSES FOR COUNSEL FOR TRUSTEE

CAME ON this day to be considered the Application for Compensation and Reimbursement of Expenses filed by STEPHEN J. ZAYLER, Trustee, on behalf of Stephen J. Zayler, Counsel for the Trustee and it appearing to the Court that the Application is well taken and should be granted pursuant to 11 U. S. C. Section 330, it is therefore

ORDERED, ADJUDGED and DECREED that the Trustee be authorized to pay to STEPHEN J. ZAYLER, as compensation for legal services rendered as Counsel for the Trustee, the sum and amount of \$1535.50, and reimbursement of out-of-pocket expenses in the sum and amount of \$157.79 for a total of fees and expenses of \$1693.29 and that the same be paid from the funds of this estate upon execution hereof.

DATED this the 12th day of March, 1999.

Bruce Parker
BANKRUPTCY JUDGE

29

IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS

SEP 24 1999

CLERK, U.S. BANKRUPTCY COURT
BY: DEPUTY

CASE NO. 97-12230
CHAPTER 7

IN RE:
THELMA Y. SPEARS

DEBTOR

§
§
§
§

ORDER ALLOWING COMPENSATION TO ACCOUNTANT

900 SEP 24 '99

On or about August 24, 1999, the Motion for Allowance of Compensation to Accountant (the "Motion") was filed by Stephen J. Zayler (the "Movant") on behalf of DAVID S. TAMMINGA, Certified Public Accountant, in the above-referenced case. The Court finds that the Motion was properly served pursuant to the Federal and Local Rules of Bankruptcy Procedure and that it contained the appropriate twenty (20)-day negative notice language, pursuant to Local Rule of Bankruptcy Procedure 9007, which directed any party opposed to the granting of the relief sought by the Motion to file a written response within twenty days or the Motion would be deemed by the Court to be unopposed. The Court finds that no objection or other written response to the Motion has been timely filed by any party. Due to the failure of any party to file a timely written response, the allegations contained in the Motion stand unopposed and, therefore, the Court finds that good cause exists for the entry of the following order.

IT IS THEREFORE ORDERED that the Trustee be authorized to pay DAVID S. TAMMINGA, Certified Public Accountant, the sum and amount of \$350.00 for services rendered to the Trustee in connection with the Bankruptcy Estate of THELMA Y. SPEARS, and that the same shall be taxed as an administrative expense in this proceeding.

DATED this 22nd day of September, 1999.

Bruce T. Parker
UNITED STATES BANKRUPTCY JUDGE

SCHEDULE B

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS

Receipts	\$10,188.21	25% of First \$5,000	\$1,250.00
Less	-\$5,000	(\$1,250.00 Max)	
Balance	\$5,188.21	10% of Next \$45,000	\$518.82
Less	-\$45,000	(\$4,500.00 Max)	
Balance	\$0.00	5% of Next \$950,000	\$0.00
Less	-\$950,000	(\$47,500.00 Max)	
Balance	\$0.00	3% of Balance	\$0.00

TOTAL COMPENSATION REQUESTED \$1,768.82

TRUSTEE EXPENSES:

Premium on Trustee's Bond		\$0.00
Travel (0.00 at 0.00cents per mile)		\$0.00
Copies (728.00 page at 0.25 cents per copy)		\$182.00
Postage		\$46.39
Telephone Charges		\$14.00
Clerical/Secretarial (9.60 at 15.00 per hour)	SEE ATTACHED	\$144.00
Paralegal/Assistance (8.00 at 50.00 per hour) (1.90 at 30.00 per hour)	SEE ATTACHED	\$457.00
Supplies/Stationary		\$2.65
Distribution Expenses		\$0.00
Miscellaneous		\$0.00
TOTAL EXPENSES		\$846.04

Records : Trustee did not take possession of
business or personal records of Debtor.

X

Notice given debtor on
to pick up business or personal records
in hands of Trustee.

ITEMIZATION OF SECRETARIAL AND CLERICAL TIME

December 8, 1997 - Setting up file;
(RA - .10)

January 8, 1998 - Receive and review correspondence from Floyd Landrey regarding Trustee's request for bank statements of debtor;
(SC - .10)

April 6, 1998 - Open new account with Union Bank and load account information;
(RA - .20)

April 6, 1998 - Preparation of receipt of funds;
(CP - .10)

April 6, 1998 - Prepare deposit, post and transmit;
(RA - .20)

April 6, 1998 - Telephone conference with Union Bank requesting tax identification number;
(RA - .10)

April 9, 1998 - Telephone conference with Union Bank regarding tax identification number;
(RA - .10)

April 9, 1998 - Prepare W-9 for transmittal to Union Bank;
(RA - .10)

April 15, 1998 - Copying, stapling and folding of Application to Sell Louisiana Property, stuffing, sealing, addressing and stamping of envelopes for mailing to creditors and interested parties;
(CP - .40)

May 5, 1998 - Receipt of and calendar bar date;
(RA - .10)

May 8, 1998 - Post interest and reconcile bank statement;
(RA - .20)

May 18, 1998 - Receive and review Notice of Entry of Order Authorizing Sale of Property and employing Attorney for Trustee;
(RA - .10)

May 18, 1998 - Organize file;
(RA - .20)

June 5, 1998 - Post interest and reconcile bank statement;
(RA - .20)

July 16, 1998 - Post interest and reconcile bank statement;

bankrupt.trustee.sec.cla

(RA - .20)

August 18, 1998 - Post interest and reconcile bank statement;

(RA - .20)

August 18, 1998 - Post transfer of funds from Union Bank to NationsBank;

(RA - .20)

August 18, 1998 - Verify tax identification number for NationsBank's W-9 form;

(RA - .10)

September 8, 1998 - Receive and review Notice of Entry of Order Deferring Filing Fees;

(RA - .10)

September 16, 1998 - Correspondence to Bankruptcy Court returning claims folder;

(RA - .20)

September 21, 1998 - Reconcile bank statement;

(RA - .10)

October 20, 1998 - Reconcile bank statement;

(RA - .10)

November 11, 1998 - Reconcile bank statement;

(BH - .10)

November 25, 1998 - Receive and calendar notice of status conference in adversary proceeding;

(RA - .10)

January 12, 1999 - Copying, stapling and folding of Motion to Approve Compromise and Settlement Agreement, stuffing, sealing, addressing and stamping of envelopes for mailing to creditors and interested parties;

(CP - .80)

January 13, 1999 - Reconcile bank statement;

(BH - .10)

February 3, 1999 - Receive and review 1099 from Union Bank;

(RA - .10)

February 8, 1999 - Preparation of receipt of funds;

(CP - .10)

February 8, 1999 - Prepare deposit, post and transmit;

(RA - .20)

February 15, 1999 - Receive and review Notice of Entry of Order Approving Compromise and Settlement Agreement of adversary proceeding;

(RA - .10)

bankrupt.trustee.sec.cla

February 15, 1999 - Organize file;
(RA - .10)

February 15, 1999 - Copying, stapling and folding of Summary of Trustee's Application for Allowance of Compensation to Attorney, sealing, addressing and stamping of notices for mailing to creditors and interested parties;
(CP - .40)

February 16, 1999 - Reconcile bank statement;
(BH - .10)

February 16, 1999 - Receive and review Notice of Entry of Order Approving Compromise Settlement Agreement of adversary proceeding;
(RA - .10)

February 16, 1999 - Correspondence to Court requesting Clerk's Bill of Cost and docket sheet;
(RA - .20)

March 1, 1999 - Receive and review Bill of Costs and docket sheet;
(RA - .10)

March 11, 1999 - Reconcile bank statement;
(BH - .10)

March 23, 1999 - Prepare disbursement check to Stephen J. Zayler for attorney fees and post disbursement;
(RA - .20)

March 26, 1999 - Organize file;
(RA - .10)

March 26, 1999 - Trip to and from accountant's office delivering information for preparing tax returns;
(RA - .50)

April 12, 1999 - Reconcile bank statement;
(BH - .10)

April 22, 1999 - Receive and review Notice of Entry of Order Employing Accountant and Order Dismissing Adversary Proceeding;
(RA - .10)

May 18, 1999 - Reconcile bank statement;
(BH - .10)

June 16, 1999 - Reconcile bank statement;
(BH - .10)

July 14, 1999 - Reconcile bank statement;
(BH - .10)

bankrupt.trustee.sec.cla

July 26, 1999 - Prepare fiduciary tax returns for mailing to District Director and IRS in Austin;
(BH - .10)

July 26, 1999 - Copy and return employment contract to David Tamminga;
(BH - .10)

August 16, 1999 - Reconcile bank statement;
(BH - .10)

August 23, 1999 - Copying, stapling and folding of Trustee's Application for Allowance of Compensation to Accountant, sealing, addressing and stamping of notices for mailing to creditors and interested parties;
(BH - .40)

September 8, 1999 - Receive and review correspondence from Internal Revenue Service regarding fiduciary tax return;
(RA - .10)

September 14, 1999 - Reconcile bank statement;
(BH - .10)

September 30, 1999 - Receive and review Notice of Entry of Order Granting Compensation to Accountant;
(RA - .10)

September 30, 1999 - Prepare disbursement check to David Tamminga and post disbursement;
(RA - .20)

October 14, 1999 - Reconcile bank statement;
(BH - .10)

October 25, 1999 - Organize file;
(RA - .20)

October 25, 1999 - Copy all bank statements, deposit slips and canceled checks for delivery of originals to U. S. Trustee's office;
(BH - .20)

October 25, 1999 - Transfer funds from MMA to checking account at NationsBank and post accrued interest;
(RA - .20)

October 25, 1999 - Prepare and compile Trustee's Final Report for submission to U. S. Trustee;
(RA - .30)

bankrupt.trustee.sec.cla

RECAP OF SECRETARIAL & CLERICAL TIME:

REBECCA ALLEN -	5.80 hrs. @ \$15.00/per hr.	= \$ 87.00
CARI PARRISH -	1.80 hrs. @ \$15.00/per hr.	= 27.00
BEVERLY HATCHER -	1.90 hrs. @ \$15.00/per hr.	= 28.50
SHERRY CARNLEY -	.10 hrs. @ \$15.00/per hr.	= 1.50

TOTAL:	9.60 hrs. @ \$15.00/per hr.	= \$ 144.00
--------	-----------------------------	-------------

RESUMES OF THE PARALEGAL ASSISTANTS TO THE TRUSTEE

Rebecca Allen

Employed by the Trustee September 1, 1990. Has 22 years bankruptcy and other legal experience and was formerly employed by another Chapter 7 Trustee.

Her duties performed for the Trustee include loading information into the case management system when files are received, preparation of Trustee's Report of No Distribution, preparation of various correspondence between Trustee and interested parties, answer telephone calls regarding routine questions, assisting with the location, collection and disposition of assets, assisting in the collection of sale proceeds and accounts receivable, answering questions from creditors, opening bank accounts, securing Tax ID Nos., preparing deposits and disbursement checks, posting deposits and disbursements into computer, reconciling bank statements, organizing files, preparation of objections to claims, preparation of various pleadings including applications and motions in contested matters, preparation of semi-annual reports, preparation of Trustee's Final Reports and Request for Compensation and preparation of Trustee's Supplemental Final Reports.

Sherry Carnley

Employed by the Trustee December 1, 1994. Has 17 years broad legal experience in all areas of law.

Her duties performed for the Trustee include organizing files, preparation of various pleadings including applications and motions in contested matters, principal assistant to the attorney for the Trustee in the preparation of adversary proceeding complaints, discovery, pre-trial and post-trial pleadings, preparing monthly reports in operating Chapter 7's, principally responsible for assisting with the location, collection, and disposition of assets, assisting in the collection of sale proceeds and accounts receivable, answering general questions from creditors, preparation of correspondence, preparation of objections to claims, preparation of various miscellaneous and other legal documents.

Beverly Hatcher

Employed by the Trustee June 1, 1998. Formerly employed by an attorney, but had no bankruptcy experience prior to coming to work for the Trustee.

Her duties include assisting in the set-up of files, filing, occasionally preparing receipts of checks, assisting in the mailing of notices, assisting in posting to ledger and reconciling bank statements, occasionally preparing deposits for mailing to NationsBank by Airborne Express, preparation of general correspondence and answering various telephone calls between the Trustee and interested parties regarding routine questions, verifying receipts against bank statements, assisting in the copying and mailing of notices, pleadings and general correspondence, preparation of objections to claims, preparation of various pleadings, assisting in the preparation of semi-annual reports, and preparation of Trustee's Supplemental Final Reports.

ITEMIZATION OF PARALEGAL TIME

December 8, 1997 - Review of Schedules and Statement of Financial Affairs as to possible assets, secured creditors and matters which need to be taken care of prior to the 341a hearing;

(RA - .20)

December 8, 1997 - Correspondence to Floyd Landrey, attorney for debtors, requesting additional information for the Trustee to review prior to 341a hearing;

(RA - .30)

January 8, 1998 - Review debtors' 1995 and 1996 tax returns and attached schedules;

(SC - .20)

January 27, 1998 - Conference with the Trustee results of 341a hearing and possible assets of case;

(RA - .20)

February 16, 1998 - Review file for status of administration;

(RA - .20)

February 16, 1998 - Correspondence to Floyd Landrey regarding rental property which appears on debtors tax returns and not on schedules and request for additional information;

(SC - .30)

March 2, 1998 - Receive and review correspondence and enclosures from Floyd Landrey regarding Louisiana property and transfer documents of rental property wherein property was transferred to non-debtor husband pre-petition and discuss with the Trustee;

(RA - .40)

March 2, 1998 - Search of the Jefferson County Appraisal District website and websites of other taxing agencies information on property transferred to non-debtor husband;

(RA - .30)

March 2, 1998 - Prepare memo to Trustee regarding rental property transferred to non-debtor husband pre-petition;

(RA - .20)

March 20, 1998 - Correspondence to Floyd Landrey regarding rental property and previous correspondence;

(SC - .20)

April 6, 1998 - Load asset, lien information and exemption information into computer;

(RA - .60)

April 6, 1998 - Receive and review correspondence from Floyd Landrey regarding offer to purchase debtor's undivided interest in Louisiana property;

(SC - .10)

April 15, 1998 - Conference with the Trustee regarding status of administration;

(SC - .10)

April 15, 1998 - Prepare Motion to Employ Attorney for Trustee and proposed Order;

(SC - .80)

bankrupt.trustee.paraleg.sel

April 15, 1998 - Prepare Trustee's Application for Authority to Sell Real Property located in Louisiana and proposed Order;
(SC - .90)

April 28, 1998 - Prepare Trustee's Notice to Set Bar Date for Claims;
(RA - .20)

May 18, 1998 - Correspondence to Cecil Spears regarding his purchase of Louisiana property;
(SC - .20)

August 12, 1998 - Review of file as to information on judgment against debtor, review of judgment and discuss with the Trustee as to judgment taken by First National Bank of Omaha was not abstracted;
(RA - .30)

August 20, 1998 - Prepare Motion to Defer Filing Fees and proposed Order;
(RA - .40)

September 16, 1998 - Review claims file with the Trustee;
(RA - .20)

September 16, 1998 - Load claim information;
(RA - .20)

November 25, 1998 - Receive and review Notice and Order for Status Conference in adversary proceeding;
(SC - .10)

December 1, 1998 - Conference with Floyd Landrey regarding possible settlement of adversary proceeding and discuss with the Trustee;
(RA - .20)

February 16, 1999 - Prepare Summary of Application for Compensation and Reimbursement of Expenses to Attorney for Trustee for service on all creditors;
(BH - .30)

March 26, 1999 - Prepare Motion to Employ David Tamminga, affidavit of disinterestedness and proposed Order;
(BH - .80)

March 8, 1999 - Review file for status of administration and discuss with Trustee;
(RA - .20)

April 27, 1999 - Gather tax information for accountant to prepare fiduciary tax return;
(RA - .30)

May 17, 1999 - Review file for status of administration;
(RA - .10)

May 17, 1999 - Correspondence to Floyd Landrey regarding assets of estate;
(SC - .20)

July 26, 1999 - Receive and review short year fiduciary tax return;
(RA - .10)

July 26, 1999 - Correspondence to the District Director requesting quick

Itemization of Paralegal Time - Page 2

bankrupt.trustee.paraleg.sel

determination;
(RA - .30)

August 23, 1999 - Preparation of Motion for Allowance of Compensation to
Accountant and proposed Order;
(BH - .80)

RECAP OF PARALEGAL TIME:

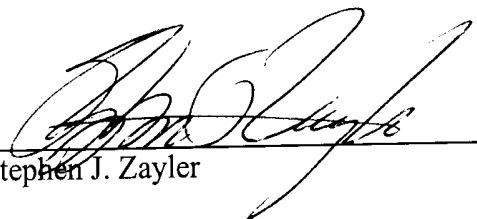
REBECCA ALLEN (RA)	-	4.9 hrs.	@ \$50.00/per hr.	=	\$ 245.00
SHERRY CARNLEY (SC)	-	3.1 hrs.	@ \$50.00/per hr.	=	155.00
BEVERLY HATCHER (BH)	-	1.9 hrs.	@ \$30.00/per hr.	=	57.00
					<hr/>
TOTAL:					\$ 457.00

THE STATE OF TEXAS)

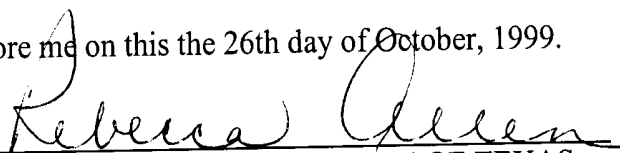
COUNTY OF ANGELINA)

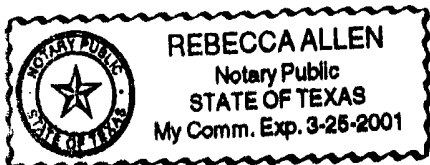
BEFORE ME, the undersigned authority on this date personally appeared Stephen J. Zayler, and under oath stated the following:

"I, Stephen J. Zayler, am the duly appointed Trustee in the THELMA Y. SPEARS bankruptcy proceeding. I am hereby making application for the maximum amount of Trustee fees, as it is my opinion that the maximum amount was earned by me in carrying out my duties as Trustee. I held the 341a meeting, located unscheduled assets and assisted in the filing of an adversary proceeding to recover this property for the estate, sold assets which consisted of interest in real estate, reviewed claims, and had numerous conferences and correspondence with the debtor's attorney. Further, I performed all other numerous duties of a Trustee, including, but not limited to, preparing Trustee's Final Report, will make disbursements and will prepare the Supplemental Final Report.


Stephen J. Zayler

SWORN TO AND SUBSCRIBED TO before me on this the 26th day of October, 1999.


NOTARY PUBLIC, THE STATE OF TEXAS



SCHEDULE C
EXPENSES OF ADMINISTRATION

	(1) Amount Claimed	(2) Amount Allowed	(3) Previously Paid	(4) Due
1. 11 U.S.C Sec. 507(a)(1) Court Costs and Fees	150.00	150.00	0.00	150.00
2. 11 U.S.C. Sec. 503(b)(1)(a) Preservation of Estate	0.00	0.00	0.00	0.00
3. 11 U.S.C. Sec. 503(b)(2) Post-Petition taxes and related penalties	0.00	0.00	0.00	0.00
4. 11 U.S.C. Sec. 503(b)(2) Compensation and Reimbursements				
A. Trustee - Compensation	1,768.82	1,768.82	0.00	1,768.82
B. Trustee - Expense	846.04	846.04	0.00	846.04
C. ACCOUNTANT FEES	350.00	350.00	350.00	0.00
D. TRUSTEE ATTORNEY EXPENSES	157.79	157.79	157.79	0.00
E. TRUSTEE ATTORNEY FEES	1,535.50	1,535.50	1,535.50	0.00
5. Court Special Charges (Excess Notices)	0.00	0.00	0.00	0.00
6. United States Trustee Fees	0.00	0.00	0.00	0.00
BkMk6 TOTALS:	\$4,808.15	\$4,808.15	\$2,043.29	\$2,764.86

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS

In Re:
Thelma Y. Spears

Case No: 97-12230 bp
Chapter: 7

FILED
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS

FEB 25 1999

Debtor(s)

CLERK, U.S. BANKRUPTCY COURT
BY: DEPUTY 8/15 A.M.
P.M.

BILL OF COURT COSTS

To: Stephen J. Zayler
PO Box 150743
Lufkin, TX 75915-0743

Notice is hereby given that court costs (and deferred adversary filing fees, if applicable) are due and owing, pursuant to 28 USC Section 1930, in the above case in the amount of **\$150.00**.

These costs are itemized as follows:

NOTICES

\$.25 per notice in excess of 50 notices mailed prior to 1/1/87.	\$0.00
\$.50 per notice for all notices mailed 1/1/87 and after.	\$0.00

NOTE: For Chapter 7 cases filed after 12/1/92, there will be NO NOTICE FEES.
(Do Not Bill for \$.50 per notice)

NOTE: For all other chapters filed after 1/1/98, there will be NO NOTICE FEES. (Do Not Bill for \$.50 per notice)

PROCESSING CLAIMS

NOTE: Eliminated is the fee of \$.25 for clerical processing of each claim in excess of 10 in cases filed under the Act or Code.

DEFERRED ADVERSARY FILING FEES

1 Chapter 7 Adversary Proceeding filed @ \$120.00 each.	\$150.00
---	-----------------

TOTAL AMOUNT DUE	\$150.00
-------------------------	-----------------

Check to be made payable to Clerk, U.S. Bankruptcy Court

Date: 2/25/99

JAMES D. TOKOPH
Clerk of Court

By: Sharon Baxter
Deputy Clerk

NOTE: For Chapter 11 Cases Only: Court costs are due on or before the confirmation hearing. The Judge will confirm that these cases have been paid at the hearing.

SCHEDULE D

SECURED CLAIMS

Claim no.	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Due
			0.00	0.00	0.00
TOTALS	0.00				

IDENTIFICATION OF SECURED PARTIES AFFECTED:

Claim No. Name of Creditor

Claim No. Name of Creditor

SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Amount Claimed	(2) Amount Allowed	(3) Amount Paid	(4) Due
1. For Credit extended - Sec. 364(e)(1)	0.00	0.00	0.00	0.00
2. Claims from failure of adequate protection - Sec. 307(a)(b)	0.00	0.00	0.00	0.00
3. "Gap Claims" - Sec. 507(a)(2)	0.00	0.00	0.00	0.00
4. Wages, etc. - Sec. 507(a)(3)	0.00	0.00	0.00	0.00
5. Contributions to benefit plans - Sec. 507(a)(4)	0.00	0.00	0.00	0.00
6. Consumer deposits - Sec. 507(a)(6)	0.00	0.00	0.00	0.00
7. Taxes - Sec. 507(a)(7)	0.00	0.00	0.00	0.00
8. Other (No Basis):	0.00	0.00	0.00	0.00
TOTALS:	\$0.00	\$0.00	\$0.00	\$0.00

SCHEDULE E

PARTIES AFFECTED:

Priority No. Name of Creditor		Priority No. Name of Creditor		
FILED UNSECURED CLAIMS TOTAL:	40,520.88	40,520.88	0.00	40,520.88
SUBORDINATED UNSECURED CLAIMS TOTAL:	0.00	0.00	0.00	0.00

EXHIBIT A
ANALYSIS OF CLAIMS REGISTER

Case Number: 97-12230

Page 1

Date: October 25, 1999

Debtor Name: SPEARS, THELMA Y.

Claim Type Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
025 AF	DAVID S. TAMMINGA CPA 1403 TURTLE CREEK LUFKIN, TX 75901	Administrative		\$0.00	\$350.00	\$350.00
Subtotal For Claim Type AF ACCOUNTANT FEES				\$0.00	\$350.00	\$350.00
025 CAF	CLERK, U. S. BANKRUPTCY COURT 300 WILLOW STREET, SUITE 117 BEAUMONT, TX 77701	Administrative	DEFERRED ADVERSARY FILING FEES	\$0.00	\$150.00	\$150.00
Subtotal For Claim Type CAF CLERK, ADVERSARY FILING FEE				\$0.00	\$150.00	\$150.00
025 TAE	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Administrative	ATTORNEY EXPENSES PER ORDER DATED 3-12-99.	\$0.00	\$157.79	\$157.79
Subtotal For Claim Type TAE TRUSTEE ATTORNEY EXPENSES				\$0.00	\$157.79	\$157.79
025 TAF	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Administrative	ATTORNEY FEES PER ORDER DATED 3-12-99	\$0.00	\$1,535.50	\$1,535.50
Subtotal For Claim Type TAF TRUSTEE ATTORNEY FEES				\$0.00	\$1,535.50	\$1,535.50
1 070 UC	FIRST NATIONAL BANK OF OMAHA C/O K. C. ENGDAHL, ATTORNEY RAYNOR, REUSCH, ET AL 11422 MIRACLE HILLS OMAHA, NE 68154	Unsecured		\$0.00	\$40,182.34	\$40,182.34
2 070 UC	ASSOCIATES NATIONAL BANK DELAWARE C/O BECKET & LEE P. O. BOX 3001 MALVERN, PA 19355-0701	Unsecured		\$0.00	\$338.54	\$338.54
Subtotal For Claim Type UC UNSECURED CLAIMS				\$0.00	\$40,520.88	\$40,520.88
Case Totals:				\$0.00	\$42,714.17	\$42,714.17

Code #: Trustee's Claim Number, Priority Code, Claim Type

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

IN RE:
SPEARS, THELMA Y.

CASE NO. 97-12230

CHAPTER 7

DEBTOR(S)

TRUSTEE'S REPORT OF
PROPOSED FINAL DISTRIBUTIONS

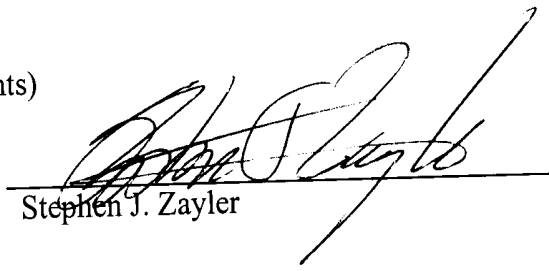
The undersigned trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution unless written objection thereto is made, filed and served on the trustee and on the United States trustee.

1. BALANCE ON HAND	\$8,144.92
2. ADMINISTRATIVE EXPENSES TO BE PAID * (note)	\$2,764.86
3. SECURED CLAIMS TO BE PAID * (note)	\$0.00
4. PRIORITY CLAIMS TO BE PAID * (note)	\$0.00
5. UNSECURED CLAIMS TO BE PAID * (note)	\$5,380.06
6. OTHER DISTRIBUTIONS TO BE PAID * (note)	\$0.00
7. TOTAL DISTRIBUTIONS TO BE MADE (Sum of lines 2 through 6)	\$8,144.92
8. ZERO BALANCE AFTER ALL DISTRIBUTIONS (Line 1 less line 7)	\$0.00

* (See attached schedule of payees and amounts)


Stephen J. Zayler

(Trustee)

PROPOSED DISTRIBUTION

Case Number: 97-12230
Debtor Name: SPEARS, THELMA Y.

Page 1

Date: October 26, 1999

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
	Beginning Balance							\$8,144.92
	Stephen J. Zayler - Fees	Admin		\$1,768.82	\$0.00	\$1,768.82	\$1,768.82	\$6,376.10
	COMPENSATION							
	Stephen J. Zayler - Exp	Admin		\$846.04	\$0.00	\$846.04	\$846.04	\$5,530.06
	EXPENSES							
	DAVID S. TAMMINGA	Admin	025	\$350.00	\$350.00	\$0.00	\$0.00	\$5,530.06
	CPA							
	1403 TURTLE CREEK							
	LUFKIN, TX 75901							
	STEPHEN J. ZAYLER	Admin	025	\$1,535.50	\$1,535.50	\$0.00	\$0.00	\$5,530.06
	ATTORNEY AT LAW							
	P. O. BOX 150743							
	LUFKIN, TX 75915-0743							
	STEPHEN J. ZAYLER	Admin	025	\$157.79	\$157.79	\$0.00	\$0.00	\$5,530.06
	ATTORNEY AT LAW							
	P. O. BOX 150743							
	LUFKIN, TX 75915-0743							
	CLERK, U. S. BANKRUPTCY	Admin	025	\$150.00	\$0.00	\$150.00	\$150.00	\$5,380.06
	COURT							
	300 WILLOW STREET, SUITE							
	117							
	BEAUMONT, TX 77701							
1	FIRST NATIONAL BANK OF	Unsec	070	\$40,182.34	\$0.00	\$40,182.34	\$5,335.11	\$44.95
	OMAHA							
	C/O K. C. ENGDAHL,							
	ATTORNEY							
	RAYNOR, REUSCH, ET AL							
	11422 MIRACLE HILLS							
	OMAHA, NE 68154							
2	ASSOCIATES NATIONAL	Unsec	070	\$338.54	\$0.00	\$338.54	\$44.95	\$0.00
	BANK DELAWARE							
	C/O BECKET & LEE							
	P. O. BOX 3001							
	MALVERN, PA 19355-0701							
<< Totals >>				\$45,329.03	\$2,043.29	\$43,285.74	\$8,144.92	\$0.00

Proposed distribution is dependent on the Court's rulings on administrative expenses, contest of claims, and/or objections made to this proposed distribution.

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)	
SPEARS, THELMA Y.)	CASE NO. 97-12230
)	
)	CHAPTER 7
DEBTOR(S))	

**ORDER ALLOWING TRUSTEE'S FINAL APPLICATION FOR COMPENSATION
AND APPROVING TRUSTEE'S FINAL REPORT AND PROPOSED DISTRIBUTION**

ON THIS DAY came on for consideration the Trustee's Final Report filed by Stephen J. Zayler, the duly appointed Chapter 7 Trustee. The Court finds that notice of this hearing has been given as required by the Bankruptcy Rules. Upon due consideration, the Court finds that cause exists which justifies the entry of the following order:

IT IS THEREFORE ORDERED that the Chapter 7 Trustee's final application for compensation in the amount of **\$1,768.82** and for reimbursement of expenses in the amount **\$846.04** is **Granted**.

IT IS FURTHER ORDERED that the Trustee's Final Report is approved as submitted by the Chapter 7 Trustee, including approval of the payment of the following fees and charges assessed against the Estate under Chapter 123 of title 28 of the United States Code.

FEES/CHARGES

PROPOSED PAYMENT

Clerk Noticing/Claim Fees	\$150.00
Unpaid Adversary Filing Fees	\$0.00
Unpaid Quarterly Fees	\$0.00

IT IS FURTHER ORDERED that the Chapter 7 Trustee shall make final distribution of the amounts set forth in the Trustee's Final Report as approved by this Court and shall file a Supplemental Final Report and Account together with such bank statements as are necessary to document a zero balance in all Estate accounts, following compliance with Section 347(a) of the Bankruptcy Code and Bankruptcy Rule 3011, if applicable.

SIGNED this the _____ day of _____, 1999.

BANKRUPTCY JUDGE

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE: THELMA SPEARS

/ BANKRUPTCY CASE: 97-12230

/

/ CHAPTER 7

**NOTICE OF FILING OF FINAL REPORT OF TRUSTEE.
APPLICATION FOR COMPENSATION AND PROPOSED DISTRIBUTIONS**

NOTICE IS GIVEN that the Trustee's Final Report and Account, report of Proposed Final Distribution and Applications for Compensation have been filed. These documents are available for public inspection at the office of the Bankruptcy Clerk, 300 Willow, Suite 100, Beaumont, Texas 77701, or at the trustee's office whose name and address is as follows:

STEVE ZAYLER 123 E. LUFKIN PO BOX 150743 LUFKIN, TX 75915

The following Applications for Compensation have been filed:

<u>Applicants</u>	<u>Fees Requested</u>	<u>Expenses Requested</u>
<u>STEVE ZAYLER</u> Trustee	<u>1768.82</u>	<u>846.04</u>
<u>STEVE ZAYLER</u> Attorney for Trustee	<u>0.00</u>	<u>0.00</u>
<u>U. S. Bankruptcy Court</u>	<u>150.00</u>	<u></u>

The trustee's account shows:

Total Receipts	Total Disbursements	Balance
<u>\$ 10188.21</u>	<u>\$ 2043.29</u>	<u>\$ 8144.92</u>

In addition to the commissions and fees that may be allowed by the Court, liens and priority claims which must be paid in advance of general creditors have been allowed in the total amount of \$ 0.00 ; general unsecured claims have been allowed in the amount of \$ 40520.88 .
The debtor has/has not been discharged.

Written objections to the Final Report, Application for Compensation and/or proposed Distributions must be filed with the Clerk of the Court and served on the trustee at the above mentioned address within 30 days from the date of this notice. If no objections are filed, the Court may consider the Report and Applications without hearing. If objections are filed, a hearing will be held on _____

at _____

Date: _____

JAMES D. TOKOPH, Clerk of Court

By: _____
Deputy Clerk